S.B.Cr.Misc. Bail App. No.5603/2007
(Imam Khan & Ors. Vs. State)

Date of order : 15.11.2007

HON'BLE MR.H.R.PANWAR, J.

Mr. H.S. Sandhu for the petitioners.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned.

It is contended by learned counsel for the petitioners that the petitioners purchased the animals from a fair in Punjab and having a valid builty for transporting the animals. He has placed on record a copy of the New Bombay Bangalore Carriers builty dated 28th October, 2007, transporting 20 cows for a sum of Rs.35,000/-.

Having regard to the facts and circumstances of the case, prima facie, there appears that the cows were transporting from Jalander to Rahuri, Maharastra and while crossing border, they were intercepted by the police.

Without commenting on the merit of the case and looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners No.(1) Imam Khan s/o Gafoor Khan (2) Usman Pathan s/o Biban Khan and (3) Raja Ram s/o Pundly Dhodke be released on bail in FIR No.107/2007 P.S. Mahajan, District Bikaner provided each of them executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

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